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SUNDAY,
OCTOBER 9, 1955

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CALL NAME
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JERUSALEM

Marginal Column By EREZ LAQUER

SYRIA has had a president for six weeks now and a government for almost four months. As he had therefore not been involved in any of the Syrian domestic feuds for some years, he succeeded without much difficulty in defeating Khaled al-Azem, the only other candidate, (apart from Abd al-Aziz bin Salim, the Saudi Ambassador in Damascus, who received a vote from the "Jokers") Kuvaiti was brought back partly by the efforts of his own party, the Nationalists, but also by the army, which assumed that he could not possibly be nursing very friendly feelings towards the body which had exiled him six years earlier. Kuvaiti hurriedly announced that he "admired the Syrian Army which is ready to sacrifice all for the unity of the country" and he stressed that a purge in the army command.

SINCE Khaled al-Azem and his friends were outmaneuvered in the talks preceding the establishment of a new government, and as the Communists had not taken part in the old government either, the new coalition automatically shifted towards the right. On September 2nd, Said al-Ghail, an "Independent" and former Premier, formed a new government in which the right wing, old hands in Syrian politics, took the lead: Ali Basm, Rashad Hamada, Dr. Abdul Wahid Hamada, Dr. Rissalqa Alani, (all members of the Shakh Muntir al-Azlan, a well known pro-Hamshimite) and Dr. Mamoun al-Kubari, who had been head of the "parliament" under Shakhshuk. There was a crisis on the very first day. Three ministers expressed the desire to resign on the ground that the decrees forming the new government had been issued without consultation with them. Finally, on September 14 Syria had at last a new government.

SINCE then, Said al-Ghail has outlined the policy of the new government in a long speech in the Syrian chamber of deputies. He wants to develop the national economy, to protect and encourage national capital investment, to introduce social insurance, and amend the Labour Law. He wants to obtain foreign currency by encouraging tourism, to establish a Central Bank of Syria, pay pensions and offer free education, to organize the judiciary, to pass a new law to govern the activities of political parties, and so on. His foreign political programme consists of similar platitudes and illusory promises.

THE restoration to power of the traditional forces in Syrian politics appears to be complete. After having got rid of the military dictators, the representatives of the vested interests in Damascus and Aleppo have succeeded in outwitting the leftist elements who, only six months ago, seemed strong contenders in the struggle for power in the state. They succeeded by adopting the anti-Western political orientation of the leftists, and thus stealing their neutralist thunder. It is unlikely, however, that the present phase in Syrian politics will last very long. The men now in power are too discredited, and they are too political realism and sheer administrative ability just as much as they did in 1949. They do not stand for reform, and reform remains the magic word in all Syria.

IN this constellation another army coup becomes daily more likely, unless the army manages to impose its will on the politicians by agreement, which seems unlikely. Many Syrian Army officers have been irritated by what they believe to have been laxity in the Maki trial and its preparation. (Adnan Malik, Syrian deputy chief of staff, was assassinated by a right-wing extremist early this year.) Also many of the army officers sympathize with the Socialist Renaissance party, which would thus be the main beneficiary of a future coup.

London, October.

Foreign Legion Tackles Riffs In Wild-West Style

CASABLANCA, Saturday (Reuters). — The French Foreign Legion, backed by aircraft and armor, today began winking out Moroccan rebels entrenched in the hills and gullies around Tizi Ouzi after an armoured column broke through without casualties to relieve the encircled post.

The advance was slow in the face of well-aimed fire from rifles and automatic weapons. The French troops were hampered by black-belted commandos of the Beni Urachel tribe from which came Abdel Karim, famous Rif leader of 25 years ago.

A shortage of men trained in mountain guerrilla warfare was believed to be another obstacle, but the French troops were quick to adapt themselves to the conditions. At the first shot, they halt and deploy at the side of the winding mountain roads to fight a kind of Wild West gun battle among the boulders and improvised cover of the barren hills.

French officers feared that their toughest enemies in the Rif would not wait to be mopped up but would flee across the border into Spanish Morocco, there to regroup and prepare a new attack. While the rebels command the hills above the few existing roads, the initiative is all theirs.

In spite of the strong rebel position, Tizi Ouzi has been reached by road three times in three days. A Junkers transport aircraft parachuted supplies to the garrison every morning and a helicopter acts as ambulance and is used to transport wounded soldiers.

Yesterday, the French Resident General, General Boyer de la Tour, stated categorically that the Rif rebels have received aid from Spanish Morocco. He declared after a tour of the battle area that the attack on the French post at Tizi Ouzi, which was launched from the Spanish side as it was unassailable from the Moroccan side, was clear that the rebels were being supplied with arms and food by mule trains coming from Spanish Morocco.

The Spanish Government today promised France to take measures to prevent Spanish Morocco from being used as a base for supplying the Rif rebels, an authoritative source said in Paris tonight.

Interior Portfolio Is Point of Contention

By SHAYA SHAPIRO, Jerusalem Post reporter
TEL AVIV, Saturday. — Coalition negotiations will have to move at a breath-taking pace during the next 48 hours if Mr. David Ben-Gurion's wish to present a Cabinet to the Knesset or Tuesday is to come true. The main fight seems to have shifted to the Ministry of Interior, which Hapoel Hamizrachi claims is theirs by "custom." The portfolio, however, was yesterday reliably said to have been offered to Abduh Ha'avoda by the Mapei "Committee of Eight" which has conducted the negotiations so far. Hapoel Hamizrachi are offered the Ministries for Religious Affairs, Social Welfare and Posts, and a Deputy Minister of Education.

It is believed that the "Committee of Eight" acted contrary to the judgment of Mr. Ben-Gurion, who was calling for the Interior portfolio in Hapoel Hamizrachi hands. However, Mapei and Abduh Ha'avoda had put pressure on Mapei, warning that both might withdraw if the Interior is given to the Religious Bloc. The "Committee" believed that to preserve the chance of forming the coalition, it should bow to the threat.

Double Rejection
According to a Hapoel Hamizrachi spokesman in the capital last night, the Party's Executive, which meets in Tel Aviv on Monday, will probably reject Mr. Ben-Gurion's offer for two reasons: it is felt that Mapei, in offering the Interior portfolio to Abduh Ha'avoda is "retaliating" for Hapoel Hamizrachi's opposition to Mrs. G. Myerson as Mayor of Tel Aviv, and Hapoel Hamizrachi feels that the proposition does not do justice to its position as the second largest party in the proposed coalition.

Nevertheless, Mapei craves to express the hope that Hapoel Hamizrachi would exercise wise judgment, accepting what was offered it now, with the hope of possible additional functions at a later time. It was also hoped that the Deputy Minister of Education would be deemed an important enough plum for the religious party to warrant its participation in the Government. A foothold for the religious parties in education has long been demanded by Hapoel Hamizrachi. However, if Hapoel Hamizrachi decides not to enter the coalition just now, Mr. Ben-Gurion is understood to be prepared to wait, giving the portfolios to other members of the Cabinet for the time being.

Bonn's Policy Could Lead to War—Molotov

MOSCOW, Saturday (Reuters). — Foreign Minister Vyacheslav Molotov stated last night that in spite of Soviet recognition of West Germany, it is no secret that the Soviet Union is for the East German Democratic Republic.

He said at an East German Embassy reception that East Germany was following a peaceful course while West Germany had "taken the road to militarization which could lead to war."

"Pravda" wrote today that "recent political moves by the Soviet Union in the field of foreign policy have provided a favourable basis for the East German solution to important problems which the Foreign Ministers of the Four Powers will have to deal with at the Geneva conference."

Remorino Arrested
In Buenos Aires
BUENOS AIRES, Saturday (Reuters). — Brigadier Ignacio Sanmartin, Air Minister in the Peron Government, was arrested today when he reported to the Ministry. He had unexpectedly left the Paraguayan Embassy here where he had sought refuge on the collapse of the Peron regime.

Yesterday, Mr. Jeronimo Remorino, former Argentine Ambassador in Washington and former Foreign Minister, was arrested.

Th military junta has declared that Professor Ronald Richter, Austrian-born scientist, formerly in charge of Argentina's atomic energy project, spent 100 million pesos (\$25,000) on atomic experiments without achieving any results.

Kubitschek Seen Next
President of Brazil
RIO DE JANEIRO, Saturday (Reuters). — Mr. Juscelino Kubitschek, Social Democrat, whose enemies have accused him of having Communist links, was practically certain to be Brazil's next President according to unofficial calculations today.

Mr. Kubitschek, 53-year-old former police surgeon, had a lead of more than 300,000 votes over his nearest rival, the Conservative General Juarez Tavora, when just under 60,000 of the estimated 10 million voters had been counted.

Arab Ministers Confer on Arms, Johnston Plan

The conference of Arab Prime Ministers and Foreign Ministers opened last night in the Arab League Building in Cairo. In attendance of the opening, Prime Minister Abdul Nasser held separate talks with delegates concerning some of the questions to be discussed. Among the items on the agenda are the Dulles plan for Arab-Israeli settlement, the acquisition of arms, a Syrian plan for a Middle East peace, and the North African situation.

Mr. Eric Johnston arrived in Cairo on Friday, and has announced that he will discuss any information required concerning his plan for utilizing the waters of the Jordan. Arab envoys reported, however, that a counter-plan which excludes Israel from participation, and the Lebanese delegate has been discussed in the latter scheme. The two plans were compared at the opening session, which lasted for two hours.

Mr. Johnston represented the situation in the area was "critically dangerous." He said, "Everyone knows of the tension between Israel and Egypt and how each country tries to build up its armaments to be stronger than the other. There are grave risks in this not only because we are faced with the crudest form of arms race, but because there is always the danger that the one which believes that it is the stronger may be tempted to strike first."

That is how we have often begun in the past," he declared.

Upsetting Balance
Saying that Britain has in the past been trying to bring about a reduction of tension and hold the balance even as regards the delivery of armaments he declared: "But now, if a great power from outside steps in with supplies on an infinitely larger scale, the risks are going to be intensified. That is inevitable. Here is, surely, an occasion where the great powers should agree to exercise restraint themselves and to join together to restrain others."

The Government's Middle East policy was severely criticized yesterday by Captain W. Yates, M.P., who said that its net result was tension on all Israel frontiers, while explosives and arms are coming into Syria and Egypt. This was dangerous because two great oil pipelines run through Syria and Iraq, and the Suez Canal. He urged a "realistic" policy, pointing out that from 1948, Britain gets 140 million tons of oil, and that "two-thirds of the source of power with which we run our factories, our homes, and our transport, is supplied by oil."

LEBANON CLAIMS STOP
TO INFILTRATION
The Lebanese authorities have issued a statement claiming that the Lebanese border control has arrested a number of persons engaged in espionage on behalf of Israel, the spokesman added.

Britain From London
In 6 hrs. 15 min.
JERUSALEM POST REPORTER
LYDIA AIRPORT, Saturday. — The British plane left here at 11:30 this evening on a test flight.

The plane arrived after a flight of six hours and 15 minutes from London. It left London at 3:15 p.m. (Israel time) and flew non-stop to Lydda. Arriving with the plane were the General Manager of the "Bristol" Aircraft Company, Mr. Cyril Uwins, and Mr. Milton Lang, El Al's operations director for Europe and the U.S. A crew of eight and 40 scientists, technicians, and aeronautical engineers of the "Bristol" company and B.O.A.C.

In a speech on October 2, the Egyptian Prime Minister quoted extracts from what he described as an official French document containing figures of aircraft and arms supplied to Israel by the U.K. On October 3, certain Cairo newspapers published an extract from the document, including the figures quoted by Colonel Abdul Nasser.

In a letter, Abdul Nasser had been at great pains in this conversation to insist that he was buying heavy armaments only to defend himself against Israel, and that he had no aggressive intentions. The full sentence should have read: "War is not an easy decision for anyone, especially me. At the present time, no Arab state seeks to destroy Israel."

Britain to Cut Armed
Forces by 100,000
BOURNEMOUTH, Saturday (Reuters). — Britain is to cut her armed forces by 100,000 by April, 1958, the Prime Minister Sir Anthony Eden announced here today. This would bring the total to about 700,000.

The number of conscripts would also be reduced. The call-up age would rise, but the period of service would remain at two years, he told delegates at the Conservative Party annual conference.

AFTER MIDNIGHT
Rene Bess, Hitler's chief personal aide, said on his return to West Germany from Soviet captivity last night that he saw Hitler shoot the U.S. flag in the bunker of the Reich Chancellery. The Führer looked so gravely in the eyes, said his aide, that he could not help but weep.

Stern Warning to Egypt To Stop Guerrilla Warfare

Eden Warns of Grave
Risk in Arm Race

BOURNEMOUTH, Saturday (UP). — The Conservative Party's annual conference here today when Prime Minister Sir Anthony Eden turned to the Middle East in his survey of international affairs.

In the course of his address, he appealed to Russia to join the other powers in exercising restraint in arms supplies to the Middle East.

Sir Anthony warned that the situation in the area was "critically dangerous." He said, "Everyone knows of the tension between Israel and Egypt and how each country tries to build up its armaments to be stronger than the other. There are grave risks in this not only because we are faced with the crudest form of arms race, but because there is always the danger that the one which believes that it is the stronger may be tempted to strike first."

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Gaza Cease-Fire Disrupted

A stern warning that Israel will be obliged "to take all necessary steps for the protection of her citizens," if Egypt "does not put an immediate and total end" to her guerrilla warfare was issued by the Foreign Ministry spokesman in Jerusalem on Friday.

Egyptian acts of war in the course of the past weeks represent a further stage in her hostile policy aimed at disrupting Israel's cease-fire, the spokesman said. These acts amount to the initiation of what is in fact guerrilla warfare.

The spokesman disclosed that the Government is in possession of information that Egypt had decided, even after the cease-fire of September 4, to continue the operations from the Gaza Strip of the sabotage and murder gangs, known as the fedayeen, and to organize guerrilla attacks also from the territories of other Arab states. Egypt has received assistance in this connection from other Arab states neighboring Israel, and in particular from Syria.

Units in 3 States
For some time past, the Government has had knowledge of the fact that units had been organized in Syria, Jordan and Lebanese territory for the purpose of attacking objectives in Israel. These gangs have been maintained by Syria and Egypt with some financial support from Saudi Arabia. In the course of the past few days it has transpired that the attacks towards September 7 in the neighborhood of Tira Zvi, on the Jordan border, when water installations were destroyed, the dynamiting on September 13 of houses in the village of Alma, near the Lebanese frontier, and the attack of September 23 on a bus near Meron, in Eastern Galilee, when two Israelis were killed and nine wounded, were all carried out under Egyptian direction.

Of the perpetrators, some received their training directly from Egyptian instructors within Egyptian territory. Thence they went to the Lebanon, Syria and Jordan which served as host-countries to the gangs.

Cease-Fire Ignored
It must be stressed that all these outrages were perpetrated after Egypt solemnly undertook on September 4 to cease all hostile acts against Israel, including acts of sabotage, mine-laying etc. Since the incursions from the Gaza Strip have continued, thus, on September 13 and 16, two parties of armed men sent out by the Egyptian military headquarters at Gaza were caught in Israel territory, and on September 25 a freshly placed mine of Egyptian army manufacture was found on the regular patrol route near Be'er. Finally, this week these operations were marked by a new outrage with the shooting of a village guard and the wounding of two others near Gilat.

Full responsibility for these acts, the spokesman concluded, lies inescapably at the door of Egypt and those Arab states which cooperate with her in this murderous activity.

Egypt Denies Murder
Gangs Still Active
CAIRO, Saturday (Reuters). — Egypt has denied the Israeli Foreign Ministry statement that Egyptian "commandos" are still active within Israel territory.

An official Egyptian spokesman said here last night that Egypt has kept her word concerning the cease-fire ordered by General Bess. He said that Egypt has always shown that she never defies U.N. resolutions and always complies with the rulings of the Middle Eastern Commission. In London yesterday, the Foreign Office spokesman said that Israel should be before the MAC her complaints about Egyptian incursions into her territory.

He added: "We have no evidence of any increased activity in the area."

Nasser Misquoted
On Invasion Intent
NEW YORK, Saturday. — A line missing in an early edition of the "New York Times" on Thursday caused Egypt's Premier, Colonel Abdul Nasser, to issue a statement to that paper's special correspondent, Mr. Kenneth Love, that "Egypt must destroy Israel." Coming at the present time, the statement surprised no-one, and was duly reported.

In a letter, Abdul Nasser had been at great pains in this conversation to insist that he was buying heavy armaments only to defend himself against Israel, and that he had no aggressive intentions. The full sentence should have read: "War is not an easy decision for anyone, especially me. At the present time, no Arab state seeks to destroy Israel."

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Ya'acov Gesundheit
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COWS CROSS BORDER.
HERDERS FLEE
An Israel patrol on Thursday night caught a herd of Jordan cows which crossed the border into Israel territory in the vicinity of Tira Zvi. The Army spokesman announced. The patrol opened fire on the herd, and ignored their warnings and fled across the border.

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Social & Personal

The President attended services at the Rehavia Synagogue yesterday, where he was given the honor of *Hatan Torah* (Bridegroom of the Torah). *Hatan Reva* was Mr. M. Williams. After the service, the President and Mrs. Ben-Zvi received a great number of guests to lunch in the home of Beit Hadasah.

The Prime Minister and Mrs. Sharet entertained Lord and Lady Sillkin to tea yesterday.

The Speaker of the Knesset, Mr. Y. Sprinzak, and the Acting Mayor of Tel Aviv, Mr. M. Ichilov, addressed the annual reception of the Tel Aviv Journalists Association which was held on Friday at the yet unfinished Beit Sokolov.

A cocktail party, attended by a large number of guests was given on Thursday at the French Consulate-General in Jerusalem, on the occasion of the arrival of Mrs. M. Laforgue, wife of the Consul-General.

ARRIVALS: Dr. Raphael Levy, Director of Publicity for the United Jewish Appeal, in connection with the forthcoming arrival of the U.S.A. 1953 Study Mission.

DEPARTURES: Dr. Haim Yehli, Head of the Information Division of the Foreign Ministry, for a 10-day visit to Geneva, for consultations on cultural activities in Europe; Mr. Harry Gilroy, Israel correspondent of "The New York Times," for Athens, to cover the Greek Cabinet changes; Mr. Aaron Leschne, of the Ministry of Labour, for a two-week visit to Canada on Ministry affairs; Aluf Yigal Alon, for London, on a private visit; Dr. G. Josephthal, Jewish Agency Treasurer, for London for the signing of the £2,250,000 loan granted by Lloyds Bank to the Keren Hayesod.

Mr. A. Mayer, Israel's Consul-General in Milan, was the guest of the Kupat Holim Directorate in Beersheva on Friday.

Judge Louis E. Levinthal returned to Philadelphia early last week on urgent public business. Mrs. Levinthal is still in Israel.

The State of Israel Bond Organization gave a cocktail party at the King David Hotel last night in honor of the B'nai B'rith delegation. It was attended by a number of leading Jerusalem citizens.

Mr. and Mrs. Abraham Wechsler, of New York, and Mr. and Mrs. Louis Baran, of New York, and Mrs. Charles Oshinsky, of Washington, D.C., were entertained yesterday at the residence of Mr. Shimon Elensberg, Secretary General of the Jewish Agency, and Mrs. Elensberg.

Mr. Oscar Gass, Economic Adviser to the Government of Israel, is staying at the Accadia Grand Hotel.

Mr. John Shafteley, Editor of the "Jewish Chronicle," will address the Haifa branch of the Israel and British Commonwealth Association, at the Beit Harofe in Haifa on Tuesday, at 8.30 p.m.

Prof. Heinrich Neumann Dead at 67 in Haifa
HAIFA, Saturday. — Dr. Heinrich Neumann, Professor of Civil Engineering and head of the Building Materials Testing Laboratory at the Technion, died today at the age of 67. The funeral will leave the Technion at 1.45 p.m. today. Last month, Dr. Neumann had retired and was named Professor Emeritus. The deceased was born in Germany and graduated from Dresden University. Prof. Neumann came to this country in 1926, and became chief engineer for Solid Stone. He joined the faculty of the Technion in 1928, and later was named Professor of Civil Engineering. From 1940 to 1952, he was chairman of the Institute's Teachers Council. Always interested in original research, he helped develop the use of pre-stressed concrete in ceilings. He also made valuable studies of indoor climate and did research on adobe housing. Four years ago, Prof. Neumann did extensive research in the U.S. and in 1952 was invited by UNESCO to deliver a guest lecture on building problems before a South Asian conference in New Delhi. He also published papers on statistics, problems of foundations in heavy soil and the effect of earthquakes on buildings.

ADLER OF 'N.Y. TIMES' BURIED AT ARLINGTON
NEW YORK, Saturday (INA). — Funeral services were held here on Thursday for Major-General Julius Ochs Adler, General Manager and Vice-President of the "New York Times" who died on Monday at the age of 62. Services were held in the morning at Temple Emanuel, with Rabbi Julius Mark officiating and in the presence of an honor guard of combat veterans of General Adler's former infantry division. Later in the day, he was buried at Arlington National Cemetery with full military honors.

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LAW REPORT

The Jerusalem Post
October 9, 1953

In the Supreme Court sitting as Court of Civil Appeal before Justices Silberg, Gossens and Gossens, Zelig Ltd., Appellants, v. Aharon Miyut Ltd., Respondents (C.A. 100/52).

Contract invalid while Premises Requisitioned
The Supreme Court partly allowed an appeal against a judgment of the Tel Aviv District Court delivered on March 21, 1953 (C.L.C. 57/47).

In April, 1948 the Tel Aviv District Officer requisitioned a warehouse belonging to the respondents for the benefit of the appellants. In May, 1948, a contract was signed between the two parties under which the appellants agreed to pay the respondents IL25 a month rent for the warehouse until the end of 1948, after which time they were to remove their goods from the warehouse or, failing that, to pay the respondents IL2 a day for the storage of their goods. This contract was drawn up at the initiative of and with the agreement of the District Officer in order to place the respondents who wished to ensure the return of their warehouse at the end of 1948. The appellants did not vacate the warehouse at the end of 1948 nor did they vacate it after the requisition order was cancelled in April 1949. Instead they applied to the District Court for a declaratory judgment to the effect that on the strength of the contract between them and the respondents they had become statutory tenants and were thus protected from eviction. This application was rejected by the District Court which held that the contract between the parties had not ended the appellants with the status of tenants — a decision which was confirmed by the Supreme Court (C.A. 25/49; Paskin 3/127).

In October 1947, the respondents sued the appellants for IL1,440 — IL2 a day for the period from January 1, 1947, when the appellants should have, but did not, vacate the warehouse, until October 15, the date when the action was filed. Judge Kassin of the Tel Aviv District Court held that, while the contract between the parties may not have been one of tenancy, it was nevertheless a binding contract, and the appellants were ordered to pay the sum of IL1,440.

In the appeal before the Supreme Court Mr. Adner appeared for the appellants, Mr. Ben-Ami for the respondents.

The judgment of the Supreme Court was delivered by Justice Landau, Justices Silberg and Gossens concurring.

After setting out the facts of the case, Justice Landau first considered the question of whether in view of the fact that the respondents had been precluded from handing over possession of the warehouse to the appellants as possession had been vested in the District Officer by virtue of the requisition order and on the requisition order was entitled to grant possession — nevertheless the parties were free to covenant between themselves with regard to the amount to be paid for the use of the warehouse, and with regard to other conditions of use of the warehouse. Pointing out that it had been decided in C.A. 25/49 that after a requisition order had been made, the owners could no longer transfer possession in their property and that applied also to granting a licence to use the property, as opposed to a lease) Justice Landau came to the conclusion that the contract between the two parties could not exist side by side with the requisition order. The monthly sum of IL25, and afterwards the daily sum of IL2, were to be paid in consideration of the licence to use the premises, but the respondents were precluded from granting this licence, though the consideration was void, for as long as the appellants made

use of the premises on the strength of the requisition order. Justice Landau then went on to consider whether the appellants were liable for the IL2 a day for the period after the cancellation of the requisition order. On the principle that it is possible to sever the void terms of a contract from the valid and to ignore what is void while enforcing what is valid, (see Ben-Ami v. Ben-Ami, 1952, 1 AELR 413, at page 421) he held that there was nothing to prevent Clause 2 of the contract (i.e. that dealing with the IL2 a day) from being enforced for the period after the requisition order had been cancelled, that is from April 20 until October 15.

As to Mr. Adner's contention that the IL2 a day was a penalty and therefore prohibited, Justice Landau stated that the fact that IL2 a day was considerably in excess of IL25 a month was no indication that it was meant to serve as a penalty, since the sum of IL25 a month was not arrived at by the free will of the parties but was fixed by the District Officer. And in any case, though the sum of IL2 a day might appear to be high, nevertheless the District Officer, in the light of the evidence before it, had held that it was not so excessive as to warrant its being dubbed a penalty and therefore prohibited. Instead they applied to the District Court for a declaratory judgment to the effect that on the strength of the contract between them and the respondents they had become statutory tenants and were thus protected from eviction. This application was rejected by the District Court which held that the contract between the parties had not ended the appellants with the status of tenants — a decision which was confirmed by the Supreme Court (C.A. 25/49; Paskin 3/127).

The appeal was partly allowed and the appellants ordered to pay the respondents IL240, plus IL2 a day for the period from January 1, 1947, when the appellants should have, but did not, vacate the warehouse, until October 15, the date when the action was filed. Judge Kassin of the Tel Aviv District Court held that, while the contract between the parties may not have been one of tenancy, it was nevertheless a binding contract, and the appellants were ordered to pay the sum of IL1,440.

In the appeal before the Supreme Court Mr. Adner appeared for the appellants, Mr. Ben-Ami for the respondents.

The judgment of the Supreme Court was delivered by Justice Landau, Justices Silberg and Gossens concurring.

After setting out the facts of the case, Justice Landau first considered the question of whether in view of the fact that the respondents had been precluded from handing over possession of the warehouse to the appellants as possession had been vested in the District Officer by virtue of the requisition order and on the requisition order was entitled to grant possession — nevertheless the parties were free to covenant between themselves with regard to the amount to be paid for the use of the warehouse, and with regard to other conditions of use of the warehouse. Pointing out that it had been decided in C.A. 25/49 that after a requisition order had been made, the owners could no longer transfer possession in their property and that applied also to granting a licence to use the property, as opposed to a lease) Justice Landau came to the conclusion that the contract between the two parties could not exist side by side with the requisition order. The monthly sum of IL25, and afterwards the daily sum of IL2, were to be paid in consideration of the licence to use the premises, but the respondents were precluded from granting this licence, though the consideration was void, for as long as the appellants made

Friday's Press West-East Arms Race in M.E.

The "secret" British document on Israel's strength and the high-ranking American statement's declaration in Cairo that Israel may embark on a "preventive war" against Egypt are designed, according to most papers, to help justify the West's decision to compete with the East in supplying arms to Egypt.

"Harari" (non-party) wants to know whether Israel's expected to sit back and wait till the Arabs complete their preparations to destroy her. Whoever leaves Israel to face Arab attack must assume the responsibility for the steps she takes in self-defence. "Al Hanihshar" (Mafan) finds one thing clear. The East's policy of supplying Egypt with arms without stipulating that they should not be used against Israel, the Soviet go hand in hand with the socialist country's peace aims.

"Herut" says that the facts speak for themselves. Our Government sees the Arabs as enemies of its attitude in this serious situation. Silence would be an admission of confusion and weakness.

The "light" used the British document, writes "Omer" (Hiladut), to justify his purchase of Czech arms and to silence London objections.

Reckless Nasser
"Zmanim" (Progressive) says that Nasser is drunk with satisfaction at having both blocs vie for his favour. The outbreak of hostilities in these parts would be a godsend to the Arab while the West, which has muddled matters by entering the arms contest without imposing an embargo against Egypt, will be held responsible for a fresh holocaust in the Middle East.

"Kol Ha'am" (Communist) expresses satisfaction at the bankruptcy of "imperialist" designs in the Middle East and the fact that the people of this region are determined to jettison the "colonial yoke." Israel policy, which has aligned itself with the oppressors is not only a reactionary policy contrary to the dictates of peace and co-existence but leans on a broken reed. There is no truth, says the paper, in the contention that the Arabs are determined to the East as "imperialism" and "Colonialism" has done more for this region than all Arab rulers put together. The Arab rulers' put to dominate, engendering acquiescent and permitting them to acquire Soviet arms. Though this policy of appeasement has proved itself bankrupt, it is disconcerting to note that it still continues.

"Hera and Now" writes that Egypt has confused the Western plans for the defence of the region against possible Soviet aggression for it is difficult to imagine that Russia's arms will be used against her. At the same time, the paper thinks that both Dulles and Molotov should read and ponder the 24th chapter of Isaiah (Verse 6) where he exclaims: "Lo, thou trustest in the staff of this broken reed, on Egypt."

MISSION. — Lt. Gen. No. Win, Commander-in-Chief of the British armed forces, arrived in Hong Kong from Peking yesterday on route back to Hong Kong. Gen. No. Win, who headed a military mission to China, refused to make a statement to the press.

'Dassa' Restaurant
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From today, October 9, the restaurant will remain open until 11 p.m. as usual.

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ZOA House
In cooperation with the American Embassy
Monday, Oct. 10, 8.30 p.m.
The Peaceful Uses of Atomic Energy
Speakers:
Dr. Harry Lipkin — "Report from Geneva"
(Weizmann Institute; Observer at the Geneva Conference)
Mr. Wm. Hamilton — "The Atom, Servant of Man"
(Political Officer of the American Embassy)
Atomic Energy films will be shown. Admission free.

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St. Stephen's Church (Hermann St.): 8.30 a.m. H.C. as announced. Preacher: Canon M.R.A. Jones (Tel. 6719).
St. Thomas's Church (Hermann St.): 8.30 a.m. H.C. as announced. Preacher: Canon M.R.A. Jones (Tel. 6719).
St. Timothy's Church (Hermann St.): 8.30 a.m. H.C. as announced. Preacher: Canon M.R.A. Jones (Tel. 6719).
St. Titus's Church (Hermann St.): 8.30 a.m. H.C. as announced. Preacher: Canon M.R.A. Jones (Tel. 6719).
St. Tychicus's Church (Hermann St.): 8.30 a.m. H.C. as announced. Preacher: Canon M.R.A. Jones (Tel. 6719).
St. Onesiphorus's Church (Hermann St.): 8.30 a.m. H.C. as announced. Preacher: Canon M.R.A. Jones (Tel. 6719).
St. Philadelphus's Church (Hermann St.): 8.30 a.m. H.C. as announced. Preacher: Canon M.R.A. Jones (Tel. 6719).
St. Thimotheus's Church (Hermann St.): 8.30 a.m. H.C. as announced. Preacher: Canon M.R.A. Jones (Tel. 6719).
St. Hermas's Church (Hermann St.): 8.30 a.m. H.C. as announced. Preacher: Canon M.R.A. Jones (Tel. 6719).
St. Symeon's Church (Hermann St.): 8.30 a.m. H.C. as announced. Preacher: Canon M.R.A. Jones (Tel. 6719).
St. Iude's Church (Hermann St.): 8.30 a.m. H.C. as announced. Preacher: Canon M.R.A. Jones (Tel. 6719).
St. Barnabas's Church (Hermann St.): 8.30 a.m. H.C. as announced. Preacher: Canon M.R.A. Jones (Tel. 6719).
St. Joseph's Church (Hermann St.): 8.30 a.m. H.C. as announced. Preacher: Canon M.R.A. Jones (Tel. 6719).
St. Matthew's Church (Hermann St.): 8.30 a.m. H.C. as announced. Preacher: Canon M.R.A. Jones (Tel. 6719).
St. Mark's Church (Hermann St.): 8.30 a.m. H.C. as announced. Preacher: Canon M.R.A. Jones (Tel. 6719).
St. Luke's Church (Hermann St.): 8.

